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8 IN THE UNITED STATES DISTRICT COURT  
9 FOR THE EASTERN DISTRICT OF CALIFORNIA  
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11 DELONZO GALLON,

No. CIV-S-04-2422 MCE/PAN P

12 Plaintiff,

13 v.

ORDER

14 D. L. RUNNELS, ET AL.,

15 Defendants.  
16 \_\_\_\_\_/

17 Plaintiff, a state prisoner proceeding pro se, has filed  
18 this civil rights action seeking relief under 42 U.S.C. § 1983.  
19 The matter was referred to a United States Magistrate Judge  
20 pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No.  
21 262.

22 On August 31, 2005, the magistrate judge filed findings and  
23 recommendations herein which were served on plaintiff and which  
24 contained notice to plaintiff that any objections to the findings  
25 and recommendations were to be filed within twenty days.

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1 Plaintiff has not filed objections to the findings and  
2 recommendations.

3 The court has reviewed the file and finds the findings and  
4 recommendations to be supported by the record and by the  
5 magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED  
6 that:

7 1. The findings and recommendations filed August 31, 2005,  
8 are adopted in full; and

9 2. This action is dismissed for failure to state a claim  
10 upon which relief could be granted. 28 U.S.C. § 1915A; 28 U.S.C.  
11 § 1915(g).

12 DATE: October 21, 2005

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16 MORRISON C. ENGLAND, JR.  
17 UNITED STATES DISTRICT JUDGE  
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